

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
450 GOLDEN GATE AVENUE
SAN FRANCISCO, CA 94102

RICHARD W. WIEKING

Clerk of the Court

(415) 522-2015

July 9, 2008

To: **Robert P. Gates**

Michael Joseph Carroll

Ersine & Tulley
A Professional Corporation
220 Sansome Street, Suite 303
San Francisco, CA 94104

Re: Board of Trustees of the Sheet Metal Workers HealthCare Plan of Northern California, et al. v. C.R. Schellenger H V A C Inc. C-08-0306 BZ

Dear Counsel:

At filing, this matter was randomly assigned to United States Magistrate Judge Bernard Zimmerman. A hearing has since been scheduled for August 4, 2008 at 4:00p.m.

To allow the hearing to proceed as scheduled, pursuant to U.S.C. 28 §636, each party must consent to, or decline to proceed before, Judge Zimmerman. We have no record of your decision.

At www.cand.uscourts.gov you will find a form to complete if you consent to proceed before Judge Zimmerman and a form to complete if you decline. A party is free to withhold consent without adverse consequences. Please complete and electronically file the appropriate form within ten days.

Sincerely,

Richard W. Wieking, Clerk

United States District Court

/s/ Simone Voltz

By: Simone Voltz

Courtroom Deputy